

PHILLIP A. TALBERT
Acting United States Attorney
BRIAN W. ENOS
Assistant United States Attorney
2500 Tulare Street, Suite 4401
Fresno, Ca 93721
Telephone: (559) 497-4000
Facsimile: (559) 497-4099

Attorneys for Plaintiff
United States of America

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

RICARDO GUERRERO,

Defendant.

Case No: 1:21-cr-00240 NONE/SKO

**STIPULATION BETWEEN THE UNITED
STATES AND DEFENDANT REGARDING
PRODUCTION OF PROTECTED
INFORMATION; PROTECTIVE ORDER RE:
SAME**

Ctrm: 8

Hon. Sheila K. Oberto

WHEREAS, the discovery in this case contains private personal information regarding third parties (adults and minors), including but not limited to their names, physical descriptions, social media identifiers, telephone numbers and/or residential addresses; and

WHEREAS, the parties desire to avoid both the necessity of large scale redactions and the unauthorized disclosure or dissemination of this information to anyone not a party to the court proceedings in this matter;

The parties agree that entry of a stipulated protective order is therefore appropriate.

1 THEREFORE, defendant RICARDO GUERRERO, by and through his counsel of record, Scott
2 A. Tibbedeaux, Esq. (“Defense Counsel”), and the United States of America, by and through Assistant
3 United States Attorney Brian W. Enos, hereby agree and stipulate as follows:

4 1. This Court may enter a protective order pursuant to Rule 16(d) of the Federal Rules of
5 Criminal Procedure, as well as its general supervisory authority.

6 2. This Order pertains to all discovery provided to or made available to Defense Counsel as
7 part of discovery in this case (hereafter, collectively known as “the discovery”).

8 3. By signing this Stipulation and Protective Order, Defense Counsel agrees not to share any
9 documents or other information that contain Protected Information with anyone other than Defense
10 Counsel’s attorneys, designated defense investigators, designated defense experts, and support staff.
11 Defense Counsel may permit the defendant to view unredacted documents or other information in the
12 presence of his attorneys, defense investigators, and/or support staff. The parties agree that Defense
13 Counsel, defense investigators, and support staff shall not allow the defendant to copy Protected
14 Information contained in the discovery. The parties agree that Defense Counsel, defense investigators,
15 and support staff may provide the defendant with copies of documents or other information, if any, from
16 which Protected Information has first been redacted.

17 4. The discovery and information therein may be used only in connection with the litigation
18 of this case and for no other purpose. The discovery is now and will forever remain the property of the
19 United States of America (“Government”). Defense Counsel will return the discovery to the Government
20 or alternatively keep it archived within its sole possession at the conclusion of the case.

21 5. Defense Counsel will store the discovery in a secure place and will use reasonable care to
22 ensure that it is not disclosed to third persons in violation of this agreement.

23 6. Defense Counsel shall be responsible for advising the Defendant, employees, and other
24 members of the defense team, and defense witnesses of the contents of this Stipulation and Order.

25 7. In the event that Defendant substitutes counsel, undersigned Defense Counsel agrees to
26 return the discovery to the government, or, at the request of government counsel, to forward it to new
27 counsel after new counsel has confirmed to government counsel in writing his or her agreement to the
28

1 terms of this Order.

2 IT IS SO STIPULATED.

3 *(As auth. 11/19/21)*

4 Dated: November 19, 2021

By: /s/ Scott A. Tibbedeaux
Scott A. Tibbedeaux Esq.
Attorney for Defendant
Ricardo Guerrero

7 Dated: November 18, 2021

PHILLIP A. TALBERT
Acting United States Attorney

9 By: /s/ Brian W. Enos
Brian W. Enos
Assistant U.S. Attorney

11 IT IS SO ORDERED.

14 Dated: 11/19/2021

/s/Sheila K. Oberto
Hon. Sheila K. Oberto
United States Magistrate Judge